

Form 27 - GENERAL PURPOSE

HILL RIVKINS & HAYDEN LLP**ATTN:**

U.S.SOUTHERN DIST. COURT NEW YORK COUNTY

NBTY, INC.

plaintiff

Index No. 07 CV 6144

- against -

Date Filed

AIR CHINA

defendant

Office No. 29561-TEW

Court Date: / /

STATE OF NEW YORK, COUNTY OF NEW YORK

:SS:

HOWARD HERTZFELD being duly sworn, deposes and says:

I am over 18 years of age, not a party to this action, and reside in the State of New York.

That on the 13th day of July, 2007 at 09:15 AM.,

at

%CARGO BUILDING 261, 2ND FL. ROOM 312

JFK INTERNATIONAL AIRPORT, JAMAICA, NY 11430

I served a true copy of the

SUMMONS AND COMPLAINT**RULE 7.1 STATEMENT****JUDGES RULES**upon **AIR CHINA**the **DEFENDANT** therein named,

by delivering to, and leaving personally with

ELAINE KASLOW MANAGING AGENT

A true copy of each thereof.

Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of the aforesaid service as follows:

SEX: **FEMALE**COLOR: **WHITE**HAIR: **BROWN**APP. AGE: **58**APP. HT: **5:3**APP. WT: **135**

OTHER IDENTIFYING FEATURES:

Sworn to before me this
13th day of July, 2007

BRETT GOLUB

Notary Public, State of New York

No.01G06129491

Qualified in NASSAU

Commission Expires 06/27/2009

.....
HOWARD HERTZFELD 778037

AETNA CENTRAL JUDICIAL SERVICES

225 BROADWAY, SUITE 1802

NEW YORK, NY, 10007

Reference No: 3HRL0M47490